

JOURNAL OF THE SENATE

THURSDAY, MAY 2, 1929

The Senate convened at 11 o'clock A. M., pursuant to adjournment on Wednesday, May 1, 1929.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Senators Adams, Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—38.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The correction of the Journal of May 1, 1929, was deferred until May 3, 1929. The following corrections were made:

On page 3, column 2, line 34, of the Senate Daily Journal of April 15, 1929, the said line is made to read as follows: "and Senate Bill No. 144 was read the second time by its title" instead of "and Senate Bill No. 14 was read the second time by its title."

The Journal of April 27, 1929, was corrected as follows:

On Page 9, Column One (1) between lines 26 and 27, insert the following:

"Attached to said House Bill No. 436 when it was received in the Senate, was the following affidavit of proof of publication, which was ordered to be entered in full upon the Journal of the Senate:

NOTICE

Notice is hereby given that at the regular 1929 session of the Florida Legislature which convenes in April, 1929, there will be introduced a bill to create and incorporate a special taxing district in St. Lucie County, Florida, to be known and designated as St. Lucie Bridge District; prescribing the boundaries thereof; providing for the government and administration of said district; defining the powers and purposes of said district and of the Board of Commissioners thereof; authorizing said board to construct and maintain a bridge in said district across the Indian River; to construct all other works necessary or proper in connection with said bridge; providing for the acquiring by purchase, gift, condemnation or otherwise for any property needed for district purposes; empowering the Board of Commissioners of said district to levy and collect taxes for district purposes; authorizing said board to borrow money, and issue and sell bonds to procure money; providing for the election of said commissioners and an election to determine whether bonds of the district shall be issued; authorizing and empowering said board to make and enforce regulations for the use of said bridge; and generally to provide for the construction and maintenance of a bridge in said district.

AFFIDAVIT OF PUBLICATION

State of Florida,
County of St. Lucie.

Before me personally came Jas. Hill, business manager of the Fort Pierce News-Tribune, a daily newspaper published in the City of Fort Pierce, St. Lucie County, Florida, who, being duly sworn, declared that the advertisement, a copy of which is hereto attached, was published in the newspaper aforesaid for nine weeks, issues to-wit: Jan 23-30; Feb. 6-13-20-27; March 6-13-20, 1929.

JAS. HILL,

(Seal)

Business Manager.

Sworn to and subscribed to before me this 22nd day of April, A. D., 1929.

GEORGE GORTNER,

Notary Public, State of Florida at Large.

My commission expires Oct. 5, 1931.

REPORTS OF COMMITTEES

Mr. Putnam, Chairman of the Committee on Agriculture submitted the following report:

Senate Chamber

Tallahassee, Fla., May 1, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:
Your Committee on Agriculture, to whom was referred—
Senate Bill No. 151:

A bill to be entitled An Act providing for the establishment of

a branch agricultural experiment station or stations in or near Brighton in the Indian Prairie Section of Florida; to provide lands and funds therefor; to conduct field research on laboratory problems; to make it the duty of the Board of Control to establish such experiment station and to provide for carrying on investigation thereat.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,

H. G. PUTNAM,

Chairman of Committee.

And Senate Bill No. 151, contained in the above report, was placed on the table.

Mr. Putnam, Chairman of the Committee on Agriculture, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 1, 1929.

Hon. J. J. Parrish,

President of the Senate.

Sir:

Your Committee on Agriculture, to whom was referred:

Senate Bill No. 314:

A bill to be entitled An Act to amend Section 4579 of the Revised General Statutes of 1920 of the Laws of the State of Florida (Section 6644 of the Compiled General Laws of Florida, 1927), relating to care of live stock in transit, etc.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

H. G. PUTNAM,

Chairman of Committee.

And Senate Bill No. 314, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Putnam, Chairman of the Committee on Agriculture, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 1, 1929.

Hon. J. J. Parrish,

President of the Senate.

Sir:

Your Committee on Agriculture, to whom was referred:

Committee Substitute for—

House Bill No. 44:

A bill to be entitled An Act to amend Sections 1 and 5 of Chapter 12048, Acts of 1927, Laws of Florida, entitled: "An Act to provide for the purchase and distribution of anti-hog cholera serum and hog cholera virus for the suppression of hog cholera in the State of Florida by the State Live Stock Sanitary Board; the method of making appropriation therefor and the handling of moneys accruing from the sale therefor and prescribing the punishment for violations thereof."

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

H. G. PUTNAM,

Chairman of Committee.

And Committee Substitute for House Bill No. 44, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Adams, Chairman of the Committee on Corporations, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 2, 1929.

Hon. J. J. Parrish,

President of the Senate.

Sir:

Your Committee on Corporations, to whom was referred—

Senate Bill No. 252:

A bill entitled An Act to amend Article Four, Section 17, of Chapter 10096, Laws of Florida, Acts of 1925, same being An Act relating to corporations, by providing for fac simile signatures of officers on stock certificates where same are signed by a transfer agent or transfer clerk, and by registrar, and the adoption by the corporation of stock certificates signed by officers or agents who shall have ceased to be such officers or agents,

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

PURL G. ADAMS,
Chairman of Committee.

And Senate Bill No. 252, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Adams, Chairman of the Committee on Corporations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 2, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Committee on Corporations, to whom was referred—
Senate Bill No. 332:

A bill to be entitled An Act relating to the incorporation of railroad and canal companies and the issuance of stock by such companies heretofore or hereafter incorporated.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

PURL G. ADAMS,
Chairman of Committee.

And Senate Bill No. 332, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Adams, Chairman of the Committee on Corporations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 2, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Committee on Corporations, to whom was referred—
Senate Bill No. 330:

A bill to be entitled An Act authorizing telephone corporations incorporated under the laws of the State of Florida to issue stock dividend into three classes, to-wit: Common stock with shares of par value of not less than \$10, common stock of no par value, and preferred stock, and authorizing the issuance of two or more kinds of stock of such classes with such designations, preferences and voting powers, or restrictions or qualifications thereof, as there shall be, etc.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

PURL G. ADAMS,
Chairman of Committee.

And Senate Bill No. 330, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Howell, Chairman of the Committee on Pensions, submitted the following report.

Senate Chamber,
Tallahassee, Fla., May 2, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Committee on Pensions, to whom was referred—
Senate Bill No. 7:

A bill to be entitled An Act granting a pension to Mrs. Emma E. Watson, widow of Albert G. Watson, of Leon County, Florida.

Also—
Senate Bill No. 313:

A bill to be entitled An Act to grant a pension to Obediah T. Blitch, of Hillsborough County, Florida.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

L. H. HOWELL,
Chairman of Committee.

And Senate Bills Nos. 313 and 7, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Mr. Howell, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 2, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Committee on Pensions, to whom was referred—
Senate Bill No. 196:

A bill to be entitled An Act to grant a pension to W. A. Bishop, of Manatee County, Florida.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,

L. H. HOWELL,
Chairman of Committee.

And Senate Bill No. 196, contained in the above report, was placed on the Table.

Mr. Howell, Chairman of the Committee on Pensions, submitted the following report.

Senate Chamber,
Tallahassee, Fla., May 2, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Committee on Pensions, to whom was referred—
Senate Bill No. 262:

A bill to be entitled An Act granting a pension to J. N. Wigfall, Confederate soldier.

Also—

Senate Bill No. 254:

A bill to be entitled An Act granting a pension to Henrietta Barnhill of Okaloosa County, Florida.

Also—

Senate Bill No. 251:

A bill to be entitled An Act granting a pension to Daniel J. Matthews, of Okaloosa County, Florida.

Also—

Senate Bill No. 263:

A bill to be entitled An Act granting a pension to J. D. Mann, Confederate soldier.

Also—

Senate Bill No. 83:

A bill to be entitled An Act to place the name of M. M. Hale, age 79 years, on the pension roll of the State of Florida.

Also—

Senate Bill No. 124:

A bill to be entitled An Act granting a pension to John P. Howland, Sr., of Live Oak, Florida.

Have had the same under consideration, and beg to report same without recommendation.

Very respectfully,

L. H. HOWELL,
Chairman of Committee.

And Senate Bills Nos. 262, 254, 251, 263, 83 and 124, contained in the above report, were placed on the Calendar of Bills on Second Reading.

REPORT OF ENROLLING COMMITTEE

Senator Dell, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Florida, May 1, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred: (House Bill No. 330):

An Act authorizing and empowering the City of St. Petersburg to issue and sell bonds predicated on delinquent taxes, and providing for the payment thereof.

Also—

(House Memorial No. 2):

A memorial to the Lighthouse Department of the United States Government at Washington, D. C., to provide sufficient lights and buoys to designate and locate the channel entering Choctawhatchee Bay from the Gulf of Mexico for the purpose of making navigation safe.

Also—

(House Bill No. 323):

An Act to legalize and validate ordinance of the City of Pensacola passed by the Board of Commissioners of said City on the 29th day of October, 1928, entitled: "An ordinance to provide for issuing negotiable funding bonds for the purpose of paying and funding certain floating indebtedness of the City of Pensacola," and the election held pursuant thereto on the 27th day of November, 1928, and all proceedings in connection therewith, and to legalize and validate and authorize issuance of Two Hundred Thousand Dollars funding bonds by the City of Pensacola for payment of certain claims and indebtedness existing on August 15th, 1928, and mentioned in said ordinance, and to provide for the levy of a tax for the payment of said bonds.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

J. MAXEY DELL,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the Part of the Senate, to be conveyed to the Governor for his approval.

Senator Dell, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 1, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred: (Senate Concurrent Resolution No. 8):

WHEREAS, on the 25th day of September, A. D. 1928, the Honorable John Christian Luning was summoned by the Great Executive from the realm of earthly experiences to life eternal; and

Beg leave to report that the same has this day been presented to the Governor for his approval.

Very respectfully,

J. MAXEY DELL,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Dell, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 1, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred: (House Memorial No. 3):

A Memorial to the Congress of the United States requesting the placing of suitable markers or monuments at all forts of the Seminole Indian War in the State of Florida; that parks and monuments be established on battlegrounds of the Seminole Indian War in the State of Florida; and especially that a plot of ground for park be secured in the City of Fort Meade, Polk County, Florida, where certain Indian War soldiers fell in battle were buried, and a suitable monument be erected to their memory (said battle occurring June 14, 18, 1856), and that park be established on the old Seminole Indian War battlegrounds near Fort Meade, Florida, and for suitable appropriation therefor.

Also—

(House Bill No. 436):

An Act to create and establish a special taxing district in St. Lucie County, Florida, to be known as "St. Lucie Special Road and Bridge District in St. Lucie County, Florida," authorizing the Board of Commissioners of St. Lucie County, Florida, to construct, repair, build, and maintain certain roads and bridges in said district; authorizing the Board of County Commissioners of St. Lucie County, Florida, to acquire, and rebuild that certain bridge located in said district, commonly known as "St. Lucie Bridge"; providing for the issuance of bonds on behalf of said district, and for the levy and collection of taxes, for the payment of principal and interest on said bonds; to provide for the levy and collection of additional taxes for the repair and maintenance of said roads and bridges; providing that said district shall be entitled to receive for the repair and maintenance of the roads and bridges in said district, its due proportion of the general county road tax; providing generally for the powers and duties to be exercised and performed by the Board of County Commissioners for and on behalf of said district.

Also—

(House Bill No. 196):

An Act to confirm and validate an issue of bonds of the Town of Wewahitchka, Florida, in the sum of twenty thousand dollars; to confirm and validate all proceedings had under and by virtue of Chapter 11798 (No. 463) Laws of Florida, Extraordinary Session, 1925, authorizing the issuance and sale of such bonds.

Also—

(House Bill No. 332):

An Act relating to Brown Drainage District and to amend Section 1 and repeal Section 63 of Chapter 11864, Laws of Florida, approved June 6th, 1927, entitled: "An Act to create, establish and incorporate the Brown Drainage District in Palm Beach County, within the territorial limits of the Everglades Drainage District; defining its boundaries, prescribing its powers, privileges, duties, liabilities and officials; and making applicable to said district certain provisions of Chapter 6458, Laws of Florida, being An Act relating to the creation, organization and maintenance of drainage districts (Sections 1098 to 1152, both inclusive, Revised General Statutes of Florida), and Statutes Amendatory thereto; providing for the election of a Board of Supervisors, defining their term of office and prescribing their duties and powers and fixing their compensation; providing for the levies of assessments and taxes upon the lands in said district and for the collection and enforcement thereof, and for the sale of lands for the non-payment thereof; authorizing said district to borrow money and issue negotiable or non-negotiable notes, bonds and other evidences of indebtedness in order to better carry out the provisions of this Act; providing for the exercise of the right of eminent domain by the district; granting to the said district easements, rights-of-way and other rights in, upon and over lands of the State of Florida, the State Board of Education or the Trustees of the Internal Improvement Fund, necessary for the construction and operation of the works and improvements authorized by this Act; authorizing the acquisition and disposition of land and other property in or outside of said district; providing for the drainage reclamation and irrigation of the lands in said district; authorizing the construction, maintenance and operation of canals, drains, dikes, levees, fills, reservoirs, pumping plants, irrigation systems and other works of reclamation, improvement and benefit of the lands embraced in said district, and incidentally the construction of roads and bridges in said district; empowering the district to enter into all contracts necessary for the carrying into effect of the provisions of this Act; authorizing the Trustees of the Internal Improvement Fund of Florida to loan money to said district; authorizing and empowering the Board of Supervisors of said district to appoint agents, employees and servants, and to do and perform all acts necessary for the carrying into effect of the provisions of this Act; and prohibiting injuries to any works constructed under this Act, and providing a penalty for violating such provisions"; and to levy a uniform acreage tax on lands added to said district by this Act; and to validate, approve and confirm all of the proceedings taken for the creation, establishment and organization of said Brown Drainage district and the Acts and proceeding taken by, for and on behalf of said district since the creation thereof and the levy and collection of the uniform acreage tax made by the supervisors of said district.

Also—

(House Bill No. 470):

An Act relating to the City of West Palm Beach, Florida, and to authorize the reduction of the amounts of certain special improvement assessment liens upon property within said city and to provide for the payment of the amount of such reductions.

Also—

(House Bill No. 208):

An Act concerning the assessment, levy and collection of taxes in the City of Ocoee, Florida; validating taxes heretofore levied by the City of Ocoee; and providing an additional and supplemental method of collecting delinquent taxes.

Also—

(House Bill No. 206):

An Act to authorize and empower the City Council of the City of Clermont, Florida, by resolution to extend or increase the time for payment of any or all special assessments for public improvements heretofore at any time made by said city against any lots, pieces or parcels of land for the purpose of defraying the whole or any part of the expenses of any public improvement heretofore made and completed by said city and providing for the enforcement of any such lien.

Also—

(House Bill No. 228):

An Act to authorize the Board of County Commissioners of St. Lucie County, Florida, to levy a tax of not to exceed two mills on the dollar in addition to other taxes now authorized by law for the year 1929 and each year thereafter, for the purpose of paying general expenses of said county.

Also—

(House Bill No. 229):

An Act to ratify, validate and confirm the public road and bridge negotiable notes of St. Lucie county, Florida, dated August 1, 1928, of the aggregate par value of \$60,000, and all

acts, resolutions and proceedings of the Board of County Commissioners of St. Lucie county, Florida, relating to the issuance of said notes; authorizing said Board to sell said notes, providing that the proceeds of such sale shall be used for constructing and improving public roads and bridges of St. Lucie county, and providing for tax levy to pay principal and interest of said notes.

Also—

(House Bill No. 216):

An Act to legalize, validate and confirm all assessments and liens for paying and other improvements, and all assessment rolls of the City of Winter Park, made since the incorporation of said city.

Also—

(House Bill No. 298):

An Act to remove and exclude from the corporate limits, boundaries and governmental functions of the City of Largo, Pinellas County, Florida, the north one-half ($N\frac{1}{2}$) of the northwest quarter ($NW\frac{1}{4}$) of the southeast quarter ($SE\frac{1}{4}$) of Section Thirty-five (35), Township Twenty-nine (29) south, Range Fifteen (15) east.

Also—

(House Bill No. 204):

An Act to abolish the Board of Commissioners of Wabasso Bridge District, Indian River County, Florida; to vest the County Commissioners of Indian River County, Florida, as at present constituted, and their successors in office, with all the powers and duties imposed upon and heretofore vested in the Board of Commissioners of Wabasso Bridge District; to define the powers and duties of the Board of County Commissioners of Indian River County, Florida, over the Wabasso Bridge District in said county.

Also—

(House Bill No. 310):

An Act relative to the passage of ordinances in and for the City of St. Petersburg, Florida, and the publication thereof.

Also—

(House Bill No. 217):

An Act to amend Sections 12, 22, 67, 101 and 109 of Chapter 11325, Acts of 1925, entitled: "An Act to abolish the present municipal government of the Town of Winter Park, in the County of Orange, State of Florida; to create, establish, organize and incorporate a city and a municipal corporation to be known and designated as the City of Winter Park; to designate the territorial boundaries of said municipality; and to define and prescribe the jurisdiction, powers, privileges and functions of said municipality."

Also—

(House Bill No. 432):

An Act to ratify, validate and confirm all the proceedings of the Town Council of the Town of Gulfport, Pinellas County, Florida, pertaining to the authorization, issuance, sale, award and delivery of all refunding bonds heretofore issued by the Town of Gulfport and to validate and confirm said refunding bonds.

Also—

(House Bill No. 433):

An Act providing for the authorization, issuance, sale and delivery of \$100,000.00 6% refunding bonds of the Town of Gulfport, Pinellas County, Florida, and for the payment of said refunding bonds.

Also—

(House Bill No. 274):

An Act to amend Chapter 122272, Laws of Florida, Acts of 1927, entitled "An Act authorizing the South Shore Drainage District to purchase, install and maintain a pumping plant or plants, providing for the issue of bonds or certificates of indebtedness therefor, and the assessment and collection of taxes for the retirement of such bonds or certificates of indebtedness."

Also—

(House Bill No. 469):

An Act relating to the City of West Palm Beach and to authorize the issuance of refunding bonds by the City of West Palm Beach, Florida, and to provide for their payment.

Also—

(House Bill No. 468):

An Act to authorize the City of Alachua, in Alachua County, to issue bonds for the purposes of erecting, building or otherwise acquiring a public warehouse or warehouses, and acquiring lands therefor.

Also—

(House Bill No. 194):

An Act to remove from Paradise Valley Improvement District

certain lands north of Fisheating Creek in Township Forty (40) South, Range Thirty-Two (32) East, Glades County, Florida, heretofore included therein and to release the same from Paradise Valley Improvement District Tax.

Also—

(House Bill No. 394):

An Act authorizing the Board of County Commissioners of Lee County, Florida, to issue county bonds in an amount not exceeding one hundred thousand dollars to provide funds with which to purchase a site and to erect and equip a general hospital in said county, provided the issuance of said bonds shall be approved by a majority of the qualified electors and free holders of said county at a special election called for the purpose of submitting to said qualified electors and free holders the question whether said bonds shall be issued, and authorizing the calling of other special elections for the purpose of submitting to the qualified electors and free holders the question whether said bonds shall be issued, in the event the issuance of such bonds shall not be approved at the first or any subsequent special election; and to provide for the levy and collection of an annual tax to pay the principal and interest of the said bonds, and for the maintenance of said hospital; and to prescribe or adopt rules and regulations for the management and operation of said hospital; and to appoint a board of hospital trustees to operate and manage said hospital.

Also—

(House Bill No. 348):

An Act to repeal Chapter 12368, Acts of 1927, Laws of Florida, entitled or relating to the authority of the Board of County Commissioners of Flagler County, Florida, to photostat, or cause to be photostated deeds and other records in the county office of said county.

Also—

(House Bill No. 344):

An Act to repeal Chapter 12557, Acts of 1927, being an Act to prohibit the setting of traps or any other kind of trap device in the salt waters of Broward county, Florida, for the purpose of taking or catching crayfish.

Also—

(House Bill No. 372):

An Act to amend Sections 6, 33, 46, 67, and 125 of Chapter 12722, Laws of Florida, Acts of the Legislature of 1927, the same being an Act entitled: "An Act to abolish the present municipal government of the City of Fort Pierce, in the county of St. Lucie, Florida, and to establish, organize and constitute a municipality to be known as the City of Fort Pierce, and to define its territorial boundaries and to provide for its jurisdiction, powers and privileges."

Also—

(House Bill No. 200):

An Act to authorize and empower the City of Sebastian, Florida, to make all special assessments which have heretofore or which may hereafter be assessed against any property in said city for the construction, reconstruction and (or) repair of public improvements in said City payable in annual instalments not exceeding twenty equal annual installments and to authorize and empower said city to make new assessment rolls covering any and all public improvements that may have heretofore been made in said city and the costs of which have been assessed against abutting or other property; and to authorize and empower said city to provide for the payment from the general revenue fund of said city or otherwise of such portion of said assessments as said city through its city council may determine.

Also—

(House Bill No. 202):

An Act authorizing and empowering the Board of County Commissioners of Indian River county, Florida, to issue and sell certain negotiable interest bearing time warrants for the purpose of refunding any outstanding indebtedness of said county, or for any other county purpose in the discretion of the Board of County Commissioners thereof; providing the rate of interest which said time warrants shall bear; how and when payable; and the period for which said time warrants shall run; and providing for the levy of a special tax for the payment of the principal and interest of said time warrant.

Also—

(House Bill No. 406):

An Act to legalize, ratify, validate and confirm all outstanding local improvement assessments of the City of Fort Pierce, Florida, together with all resolutions, Acts and doings of the City Commissioners of the City of Fort Pierce, Florida, its officers, agents and employees with reference to any and all such assessments.

Also—

(House Bill No. 207) :

An Act to authorize and empower the Town Council of the Town of Groveland, Florida, by resolution to extend or increase the time for payment of any or all special assessments for public improvements heretofore at any time made by said town against any lots, pieces or parcels of land for the purpose of defraying the whole or any part of the expenses of any public improvement heretofore made and completed by said town, and providing for the enforcement of any such lien.

Also—

(House Concurrent Resolution No. 10) :

Relating to the Educational Survey Commission of the State of Florida.

Also—

(House Bill No. 275) :

An Act to preserve intact Pahokee Drainage District heretofore created and authorized by decree of the Circuit Court of Palm Beach County, and ratified, validated and confirmed by Chapter 10002 of the Laws of Florida for 1923, but to divide the said District into two units and define the boundaries of the two units into which it is divided; to provide for the indebtedness hereinafter contracted by said District and the application of moneys derived from the maintenance tax; to provide for the acquisition of right-of-way for a dike along the line of separation of the units; the construction of a dike thereon and the payment for the cost of the same; to authorize and direct the construction of a new outlet canal along the north boundary of said District for the benefit of the lands in the West unit thereof, and to provide for the payment of the cost of the same by the lands so benefited; to provide for the assessment of the annual maintenance tax; and to prescribe the method to be followed in incurring future indebtedness.

Also—

(House Bill No. 435) :

An Act to legalize, validate and confirm the establishment and all Acts in the establishment of the Town of Edgewater, Volusia County, Florida, and to legalize, validate and confirm all ordinances passed by the Town of Edgewater, Volusia County, Florida, not inconsistent with the Constitution and General Laws of Florida, through its various municipal officers, and to ratify, approve and confirm all tax assessment rolls for the year 1928, and all previous years, assessed and levied for municipal purposes.

Also—

(House Bill No. 396) :

An Act repealing Chapter 11409 Laws of Florida abolishing the municipality of the Town of Bonita Springs in Lee County, State of Florida, and providing for the payment of its debts, and a referendum, and for calling and holding an election and prescribing a ballot therefor.

Also—

(House Bill No. 209) :

An Act providing for a license tax to be paid by persons and corporations selling or peddling farm or grove products; exempting therefrom persons and corporations selling or peddling Florida grown farm or grove products or products manufactured therefrom when the person or corporation selling or peddling said farm or grove product is the producer thereof; and exempting therefrom persons or corporations selling or peddling farm or grove products grown in any State other than Florida, when offered for sale by the producer thereof, and when the State where the farm or grove product is grown gives and affords to Florida farm and grove produce sellers or peddlers this same exemption.

Also—

(House Memorial No. 4) :

A Memorial to the National Congress of the United States at Washington, D. C., to provide for an investigation and report on the Cross State Canal.

Also—

(House Concurrent Resolution No. 8) :

Relative to obtaining an appropriation of \$5,000,000.00 from the Federal Government to fight the Mediterranean Fruit Fly.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

J. MAXEY DELL,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Dell, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 2, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

(House Bill No. 174) :

An Act to amend Sections 2 and 3 of Chapter 11678, Laws of Florida, Acts of the Extraordinary Session of the Legislature of 1925, entitled "An Act to abolish the present municipal government of the City of Panama City, the Town of Millville, and the City of St. Andrews, in the County of Bay and State of Florida, and to establish, organize and constitute a municipality to be known and designated as the City of Panama City, Bay County and State of Florida; to define its territorial boundaries and to provide for its jurisdiction, power and privileges."

Also—

(House Bill No. 358) :

An Act prescribing the subjects of taxation, and providing for the assessment, equalization, levy, lien, collection and enforcement of taxes in and for the City of St. Petersburg, Florida, and providing for discounts for prompt payments, and penalties on delinquent taxes, ratifying certain proceedings and doings in the assessment of taxes for the taxable year of 1929, and repealing Sections 99, 100, 101, and 101½ of Chapter No. 13,377, of the Acts of the Legislature of 1927.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

J. MAXEY DELL,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Glynn called the attention of the body that a former President Pro Tem of the Senate was present in the Chamber, and moved that he be invited to a seat beside the President.

Which was unanimously agreed to.

The President appointed Senator Anderson to escort former President Pro Tem, Hon. W. A. Russell, to the President's stand. By Senator Phillips—

Senate Concurrent Resolution No. 15:

WHEREAS, The Honorable Duncan U. Fletcher and Park Trammell, United States Senators from the State of Florida, the Honorable Doyle E. Carlton, Governor of the State of Florida, and the Members of the Cabinet of the State of Florida, and the Honorable H. J. Drane, R. A. Green, W. J. Sears, Tom Yon and Ruth Bryan Owen, members of Congress from Florida in the Congress of the United States, have rendered and are now rendering faithful and effective service to the State of Florida in their individual and collective efforts to secure United States government aid in Flood Control of the waters in and around Lake Okeechobee; and

WHEREAS, the said United States Senators and Members of Congress have repeatedly appeared before the United States Tariff Board at Washington, D. C., and before various committees of Congress, for the purpose of getting more and better protection for the Fruit and Vegetable Growers of this nation against cheap labor of Mexico, Central America and other Countries, therefore

BE IT RESOLVED, by the Senate of the State of Florida, the House of Representatives concurring. That we express to the Honorable Duncan U. Fletcher, Park Trammell, Doyle E. Carlton and the Cabinet of the State of Florida, H. J. Drane, R. A. Green, W. J. Sears, Tom Yon and Ruth Bryan Owen our appreciation of their individual and collective efforts in behalf of the citizens of Florida, and extend to them our most sincere thanks.

RESOLVED FURTHER, that the Secretary of the State of Florida be directed to send a copy of these resolutions to the President of the United States, the President of the United States Senate, the Speaker of the National House of Representatives and to Honorable Duncan U. Fletcher, Park Trammell, Doyle E. Carlton and the cabinet of the State of Florida, H. J. Drane, R. A. Green, W. J. Sears, Tom Yon and Ruth Bryan Owen, properly signed by the President of the Senate and the Speaker of the House of Representatives.

Which was read.

Mr. Phillips moved that the rules be waived and Senate Concurrent Resolution No. 15 be read a second time in full.

Which was agreed to by a two-thirds vote.

Senate Concurrent Resolution No. 15 was read a second time in full.

Mr. Phillips moved the adoption of the Resolution.

Which was agreed to.

And the same was ordered to be certified to the House of Representatives.

Senator Howell offered the following Concurrent Resolution: Senate Concurrent Resolution No. 16:

Memorializing Congress to amend Section 5219, Revised Statutes of the United States, so as to permit the taxation of shares of National Banks upon a fair and equitable basis.

WHEREAS, the several states of the union are prohibited from taxing the personal property of National Banks, and may tax their shares only as permitted by Congress under the provisions of Section 5219 of the Revised Statutes of the United States, which, in effect, permits the taxation of such shares only at a rate not higher than the tax imposed upon money owned by individuals and by them invested in mortgages, bonds and other securities (commonly known as money and credits) in which national banks may invest their funds; and

WHEREAS, it is unfair to tax an individual so using his own funds at as high a rate as bank shares which derive the benefit of the investment returns from seven to ten times their own amount in the form of deposits; and

WHEREAS, every attempt at taxation of money and credits at more than a relatively nominal rate has always proved a failure, and the practice of taxing them at low rates has in each of the many states employing that method resulted in reaching enormously greater amounts of such property and in producing a larger revenue and in the better distribution and equalizing of the burden of maintaining government; and

WHEREAS, the courts have held invalid taxes levied on bank shares in states that undertake to tax money and credits at the same rate as bank shares on the ground that a substantial part of such money and credits are not, and by reason of the failure of owners to declare them for taxation at a relatively high rate cannot be taxed at all; and

WHEREAS, the method contained in Section 5219, of taxing bank shares by income or excise rather than by value, are neither practicable nor adaptable to states raising their revenue by the ad valorem method of taxation, which method has always been, and now is, in use by substantially all of the states in the Union; and

WHEREAS, the American Bankers Association and the associations of bankers in various states, have, behind the wall, raised about them by this Act of Congress, have declared that they do not trust state legislatures to tax them, have united in exerting every effort in opposition to relief to the states by the necessary amendment of that section, and have demanded that the states abandon their present well-tried and satisfactory methods of taxation and substitute an income or excise tax, the result of which has been to reduce the tax on bank shares by more than one-half in every one of the three states in which it has been adopted, with the consequent increase of the burden to be borne by other taxpayers; and

WHEREAS, there is no organization corresponding to the Bankers Associations to protect the interests of the general taxpaying public in the forty states whose present methods of taxing bank shares are now found to be unworkable and invalid under Section 5219; and

WHEREAS, the deplorable situation in which these states find themselves, faced as they are with the choice of radically altering their present taxation systems in compliance with the wishes of the bankers or of virtually exempting banks from taxation, demands immediate action in the amendment of Section 5219 so as to permit the taxation of national banks on a basis that is fair and equitable to themselves and to the general taxpaying public, and at the same rate of taxation as State Banks are taxed in the several States of this Union.

THEREFORE, BE IT RESOLVED by the Senate of the State of Florida, the House of Representatives concurring, that the Congress of the United States be, and the same hereby is urgently petitioned and requested to amend Section 5219, Revised Statutes of the United States so as to permit the taxation of the shares of national banks upon a fair and equitable basis, as contemplated by bills now pending before the Senate and the House of Representatives of the Congress and amendments proposed thereto.

Which was read the first time in full.

Mr. Howell moved that the rules be waived and Senate Con-

current Resolution No. 16 be read a second time in full.

Which was agreed to by a two-thirds vote.

Senate Concurrent Resolution No. 16 was read a second time in full.

Mr. Howell moved the adoption of the Resolution.

Mr. Seales moved, as a substitute motion, that the Senate Concurrent Resolution be referred to the Committee on Banking.

Which was agreed to by a two-thirds vote.

And it was so referred.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Wagg—

Senate Bill No. 341:

A bill to be entitled An Act relating to and regulating the business and transactions of banks, bankers and general banking, including trust companies and operators thereof, in the State of Florida.

Which was read the first time by its title and referred to the Committee on Banking.

By Senator Phillips—

Senate Bill No. 342:

A bill to be entitled An Act to amend Sections 4096 and 4097, Revised General Statutes of Florida, being Sections 6027 and 6028, Compiled General Laws of 1927, relating to fees to be charged foreign corporations for a permit to transact business in the State of Florida, and fees to be charged such corporation upon a charter; amendments filed after permits are issued.

Which was read the first time by its title and referred to the Committee on Judiciary "B."

By Senator Whitaker—

Senate Bill No. 343:

A bill to be entitled An Act prescribing and regulating when and how real estate owned by the trustees of any Special Tax School District in Hillsborough County, Florida, may hereafter be sold and disposed of.

Which was read the first time by its title.

And the bill was placed on the Calendar of Local Bills on the Second Reading without reference.

By Senator Whitaker—

Senate Bill No. 344:

A bill to be entitled An Act to authorize the Board of Public Instruction for Hillsborough County, Florida, to borrow money to pay the principal or interest of any outstanding bonds by any special tax school district against any taxes levied and uncollected for the payment thereof, and to provide for a lien in favor of the bank or person making any loan under the provisions of this Act.

Which bill was read the first time by its title, and had attached to same when introduced in the Senate the following proof of publication which was ordered to be entered in full upon the Journal of the Senate:

AFFIDAVIT OF PROOF OF PUBLICATION

State of Florida,
County of Hillsborough.

Before the undersigned authority personally appeared J. A. Lyles, foreman, who on oath does solemnly swear (or affirm) that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to Authorizing the Board of Public Instruction for Hillsborough County, Florida, to borrow money against taxes levied and uncollected and to provide a lien in favor of bank or person making such loan, has been published at least thirty days prior to this date, by being printed in the issue of March 26, April 2, 9th, 16th, 23d, 1929, of The Tampa Daily Times, a newspaper or newspapers published in Hillsborough County or Counties, Florida (or), there being no newspaper, by being posted for at least thirty days prior to this date at three public places in the county or counties, one of which places was at the court house of said county or counties, where the matter or thing to be affected by the contemplated law is situated; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

Sworn to and subscribed before me this 23rd day of April, 1929.

(Seal)

J. A. LYLES,

E. M. CONNERS,

Notary Public, State of Florida.

My Commission expires Oct. 5, 1931.

And the Senate thereupon determined that the evidence that said bill has been published in compliance with Section 21 of Article III of the Constitution has been established in this Legislature.

Senator Whitaker moved that the rules be waived and that Senate Bill No. 344 be placed on the Calendar of Bills on Second Reading without reference.

Which was agreed to by a two-thirds vote.

And the bill was placed on the Calendar of Local Bills on Second Reading without reference.

By Senator Whitaker—

Senate Bill No. 345:

A bill to be entitled An Act authorizing Boards of County Commissioners to lease additional buildings, or space therein, for court house purposes, and providing that all proceedings held therein shall be legal, valid and binding.

Which was read the first time by its title.

Senator Whitaker moved that the rules be waived and that Senate Bill No. 345 be placed on the Calendar of Bills on the Second Reading without reference.

Which was agreed to by a two-thirds vote.

And the bill was placed on the Calendar of Bills on the Second Reading without reference.

By Senator Caro—

Senate Bill No. 346:

A bill to be entitled An Act making it unlawful to set fire to any wild forest, woods, lands, marshes or any growth upon the lands of another by other than the owner or lessee of such lands and prescribing penalties for violation thereof; and providing civil liability for all damages caused by such fires.

Which was read the first time by its title and referred to the Committee on Forestry.

By Senator Harrison—

Senate Bill No. 347:

A bill to be entitled An Act to amend Section Thirty-one of Chapter 11059, Laws of Florida, Acts of 1925, entitled: "An Act to revise and amend the charter of the City of Palmetto, in Manatee County, Florida, and to provide for its government and prescribe its jurisdiction and powers," relative to the borrowing of money and the issuance of negotiable notes therefor.

Which was read the first time by its title.

Senator Harrison moved that the rules be waived and that Senate Bill No. 347 be placed on the Calendar of Bills on the Second Reading without reference.

Which was agreed to by a two-thirds vote.

And the bill was placed on the Calendar of Bills on the Second Reading without reference.

By Senator Gary—

Senate Bill No. 348:

A bill to be entitled An Act prescribing the terms, conditions and times within which exemption from taxation shall be allowed under Section 9 of Article IX of the Constitution of the State of Florida to widows having families dependent on them for support and to bona fide residents of the State who have lost a limb or been disabled in war or by misfortune.

Which was read the first time by its title and referred to the Committee on Finance and Taxation.

By Senator Welsh—

Senate Bill No. 349:

A bill to be entitled An Act relating to filing and recording of instruments in the public records of certain counties in the State of Florida.

Which was read the first time by its title.

Senator Welsh moved that the rules be waived and that Senate Bill No. 349 be placed on the Calendar of Bills on the Second Reading without reference.

Which was agreed to by a two-thirds vote.

And the bill was placed on the Calendar of Bills on the Second Reading without reference.

By Senator Caro—

Senate Bill No. 350:

A bill to be entitled An Act to amend Section 2464 of the Revised General Statutes of Florida of 1920, and Section 3873 of the Compiled General Laws of Florida 1927, both of said sections being the same and both relating to pilots and pilot's apprentices.

Which was read the first time by its title and referred to the Committee on Commerce and Navigation.

By Senator Phillips—

Senate Bill No. 351:

A bill to be entitled An Act to amend Chapter 11459 Acts of 1925, Laws of Florida, entitled "An Act to authorize the issuance and sale of Five Hundred Thousand Dollars worth of interest bearing bonds by Columbia County, Florida, for the purpose of hardsurfacing State Roads Number 5-A, State Road No. 28, and for hardsurfacing a road from Lake City to the Georgia

line via Benton, and to build a complete system of lateral settlement roads throughout said County; to provide for the payment of the interest and final redemption of said bonds; to provide for the appointment of trustees to handle the expenditure of the proceeds of said bonds and to provide upon what terms and conditions this Act shall go into effect", by adding an additional Section thereto giving Columbia County and the State Road Department the right to use the proceeds of said bond issue for the purpose of grading as well as hardsurfacing the roads specified in said Act.

Which was read the first time by its title with the following affidavit of Publication:

AFFIDAVIT OF PUBLICATION

I, E. R. Meitzer, Publisher, of the Columbia Gazette, published weekly at Lake City, Fla., do solemnly swear that a copy of the attached notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for five consecutive issues commencing with the issue dated Feb. 28, 1929, and ending with the issue dated March 28, 1929. The dates of insertion being Feb. 28, 1929, March 7, 1929, March 14, 1929, March 21, 1929, March 28, 1929.

Subscribed and sworn to before me this 30th day of March, 1929.

(Signed) L. C. GREEN,

Notary Public State of Florida at Large.

My commission expires May 17, 1930.

COLUMBIA GAZETTE,
Lake City, Florida.

Mr. Phillips moved that the rules be waived and that Senate Bill No. 351 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 351 was read a second time by its title only.

Mr. Phillips moved that the rules be further waived and that Senate Bill No. 351 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 351 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Adams, Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—38.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

By Senator Watson—

Senate Bill No. 352:

A bill to be entitled An Act to provide for the acquisition of park lands and property in the counties of Dade, Monroe, and Collier Counties, Florida, for the purpose of conveying the same to the United States of America to be used as a national park.

Which was read the first time by its title and referred to the Committee on Forestry.

By Senator Irby—

Senate Bill No. 353:

A bill to be entitled An Act to abolish the present municipal government of the City of Lecanto, in Citrus County, Florida, and to establish and organize a municipality in Citrus County, Florida, to be known and designated as the City of Lecanto, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges.

Which was read the first time by its title.

And the bill was placed on the Calendar of Local Bills on the Second Reading without reference.

By Senator Stewart—

Senate Bill No. 354:

A bill to be entitled An Act to amend Section 2323 (1545) of the Compiled General Laws of Florida, 1927, providing for the investment of interest and sinking fund by bond trustees.

Which was read the first time by its title.

Senator Stewart moved that the rules be waived and that Senate Bill No. 354 be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 354 was read a second time in full.

And, by unanimous consent, Senate Bill No. 354 was ordered to remain on the Calendar of Bills on the Second Reading for the purpose of amendment.

By Senator Harrison—

Senate Bill No. 355:

A bill to be entitled An Act to amend Section 2 of Chapter 12239 Acts of 1927 Laws of Florida providing for the relief of R. O. Swindal of Manatee County, Florida.

Which was read the first time by its title and referred to the Committee on Claims.

By Senator Harrison—

Senate Bill No. 356:

A bill to be entitled An Act abolishing a taxing district in Sarasota County, Florida, known as the Venice Harbor and Inland Waterway Improvement District.

Which Bill was read the first time by its title, and had attached to same when introduced in the Senate the following proof of publication which was ordered to be entered in full upon the Journal of the Senate:

AFFIDAVIT OF PROOF OF PUBLICATION

State of Florida,
County of Leon.

Before the undersigned authority personally appeared J. V. Keen, who on oath does solemnly swear (or affirm) that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to the abolition of the taxing district in Sarasota County known as Venice Harbor and Inland Waterway District; has been published at least thirty days prior to this date, by being printed in the issue of March 27th and April 3rd, 10th, 17th and 24th of the Sarasota Times, a newspaper or newspapers published in Sarasota County or Counties, Florida (or), there being no newspaper, by being posted for at least thirty days prior to this date at three public places in Sarasota County or Counties, one of which places was at the court house of said county or counties, where the matter or thing to be affected by the contemplated law is situated; that a copy of the notice has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

Sworn to and subscribed before me this 1st day of May, A. D. 1929.

(Seal)

J. V. KEEN.

JOE H. GRAY,

Notary Public, State of Florida.

My commission expires Feb. 2, 1932.

And the Senate thereupon determined that the evidence that said bill has been published in compliance with Section 21 of Article III of the Constitution has been established in this Legislature.

Senator Harrison moved that the rules be waived and that Senate Bill No. 356 be placed on the Calendar of Bills on Second Reading without reference.

Which was agreed to by a two-thirds vote.

And the bill was placed on the Calendar of Bills on Second Reading without reference.

Mr. Caro moved that Senate Bill No. 323 be recalled from the Committee on Commerce and Navigation for the purpose of withdrawing.

Which was agreed to by a two-thirds vote.

And so it was ordered.

Mr. Wagg moved that 250 copies of Senate Bill No. 341 be printed.

Which was agreed to.

And so the order was made.

On motion of Mr. Howell, Senate Bill No. 192, unfavorably reported by Committee, was ordered restored to the Calendar.

CONSIDERATION OF OTHER RESOLUTIONS

House Concurrent Resolution No. 11:

A concurrent resolution authorizing, directing and empowering the Attorney General of the State of Florida to bring suit against the United States for the recovery of moneys due taxpayers in the State of Florida in regard to claims for cotton taxes alleged to have been illegally collected in connection with tax levies made by the United States incident to the Civil War.

WHEREAS, the Government of the United States has given its consent that the proper State authorities of the several States of the South who are interested therein shall have authority through appropriate Attorneys General or other legal representatives to bring and carry out suit against the United States to determine the legality of cotton taxes collected against States of the Southern States in connection with the Civil War, which cotton taxes have for a number of years been in question as to their legality and are alleged by a reputable authority to have been illegally and unconstitutionally collected, and

WHEREAS, A large sum of money was collected by the government of the United States for cotton taxes against citizens of the State of Florida who would be entitled to be refunded the

same in the event that the court shall find that the taxes were illegally and unconstitutionally collected; therefore,

BE IT RESOLVED by the House of Representatives, the Senate concurring, that the Attorney General of the State of Florida be, and he is hereby authorized, empowered and directed to bring or join in such proceedings before the Supreme Court of the United States or other court of the United States having jurisdiction as may be necessary to enforce and protect the rights and claims of the citizens of the State of Florida in and to the recovery of moneys collected from them by the government of the United States as cotton taxes collected incident to the conduct of the Civil War, and that appropriate certified copies of this resolution be furnished the Attorney General of the State of Florida as evidence of the adoption of the same, as well as to Representatives and Senators from Florida in the Congress of the United States.

Was taken up and was read the second time in full.

The question was put upon the adoption of House Concurrent Resolution No. 11.

And the Resolution was adopted.

And the same was ordered certified to the House of Representatives.

House Concurrent Resolution No. 12:

WHEREAS, it is proposed in a bill introduced in the Congress of the United States that a branch of the National Home for Disabled Soldiers and Sailors be established; and

WHEREAS, the State of Florida affords the most suitable all the year around location for the establishment of said branch of the National Home for Disabled Soldiers and Sailors which will be available for that purpose,

THEREFORE, BE IT RESOLVED, by the House of Representatives, the Senate concurring, That the Legislature of the State of Florida call upon the Senators and Representatives from the State of Florida in the Congress of the United States to do all in their power to secure the passage of a bill by the Congress of the United States providing for the location in the State of Florida of a branch of the National Home for Disabled Soldiers and Sailors, and that a copy of this resolution be forwarded under the Great Seal of the State of Florida to our Senators and Representatives in the Congress of the United States.

Senate Concurrent Resolution No. 12 was read a second time in full.

The question was put, and House Concurrent Resolution No. 12 was adopted.

And the same was ordered to be certified to the House of Representatives.

MESSAGE FROM THE GOVERNOR

The following communication from the Governor was received and read:

Tallahassee, Fla., May 1, 1929.

Hon. J. J. Parrish, President Senate,
Senate Chamber, Capitol.

Sir:

The Board of Commissioners of State Institutions, consisting of the Governor, Secretary of State, Attorney General, Comptroller, Treasurer, Superintendent of Public Instruction and Commissioner of Agriculture respectfully request the consideration as an emergency measure of the bill pending before your Honorable Body, entitled:

"An Act to provide for the reimbursement of other State funds and banks for the interest on money advanced creditors of the State of Florida for claims against the State which were not payable because of a temporary deficiency in funds in the State Treasury necessary to meet existing appropriations provided by law for the payment of said claims when due."

This bill is absolutely essential to permit the continued orderly functioning of the State government, and we respectfully request that the same be taken up as a preferred order of business and passed as an emergency measure if same meets the approval of your Honorable Body.

Respectfully submitted,

DOYLE E. CARLTON,

Governor.

H. CLAY CRAWFORD,

Secretary of State.

FRED H. DAVIS,

Attorney General.

ERNEST AMOS,

Comptroller.

W. V. KNOTT,

Treasurer.

W. S. CAWTHON,

Superintendent Public Instruction.

NATHAN MAYO,

Commissioner of Agriculture.

Mr. Hodges moved to waive the rule and that Senate Bill No. 337 be taken up out of its order and now be considered.
Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 337:

A bill to be entitled An Act to provide for the reimbursement of other State Funds and Banks for interest on moneys advanced creditors of the State of Florida for claims against the State which were payable because of a temporary deficiency in moneys in the State Treasury necessary to meet existing appropriations provided by law for the payment of said claims when due.

Was taken up and read the second time in full.

Senator Hodges moved that the rules be waived and that Senate Bill No. 337 be read a third time in full and put upon its passage.
Which was agreed to by a two-thirds vote.

And Senate Bill No. 337 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President: Senators Adams, Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hodges, Howell, Irby, Johns, Knabb, Malone McCall, Mitchell, Neel, Putnam, Scales, Turnbull, Turner, Wagg, Welsh, Whitaker, Young—28.

Nays—Hinley.—1.

So the Bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives immediately, the rules having been waived, on motion of Senator Hodges.

By Permission.

Senator Putnam—

Senate Bill No. 357:

A bill to be entitled An Act to amend Section 10 of Chapter 9775 of the Laws of Florida, 1923, same being entitled "An Act to abolish the present Municipal Government of the Town of Holly Hill in the County of Volusia, Florida, and to establish, organize and constitute a municipality to be known and designated as the Town of Holly Hill; to define its territorial boundaries; to provide for its jurisdiction, powers and privileges, and for the exercise of same.

Which was read the first time by its title.

Mr. Putnam moved that the rules be waived and that Senate Bill No. 357 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 357 was read a second time by its title only.

Mr. Putnam moved that the rules be further waived and that Senate Bill No. 357 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 357 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Adams, Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinley, Hodges, Howell, Irby, Johns, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—37.

Nays—None.

So the Bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

Senator Wagg moved to waive the rule and that House Bill No. 34 be recommitted to Judiciary "A."

Which was agreed to by a two-thirds vote.

And the bill was recommitted to Judiciary "A."

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was received and read:

House of Representatives,
Tallahassee, Fla., May 2, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

Senate Concurrent Resolution No. 13:

Relating to a Memorial to Honorable Robert Fenwick Taylor.

Also—

Senate Memorial Concurrent Resolution No. 11:

Relating to a Memorial to the Congress of the United States

requesting the placing of suitable markers or monuments at all forts of the Seminole Indian War in the State of Florida.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And Senate Concurrent Resolutions Nos. 13 and 11, contained in the above message, were referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was received and read:

House of Representatives,

Tallahassee, Fla., April 30, 1929.

Hon. J. J. Parrish,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 105:

A bill to be entitled An Act to repeal Section 3365 of the Revised General Statutes of Florida, 1920, the same being Section 5218 of the Compiled General Laws of Florida, 1927, being an Act regulating the jurisdiction of the Justice of Peace in counties where there is a County Court.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And Senate Bill No. 105, contained in the above message, was referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was received and read:

House of Representatives,

Tallahassee, Fla., May 1, 1929.

Hon. J. J. Parrish,

President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith—

Senate Joint Resolution No. 89:

A Joint Resolution proposing an amendment to Article IX of the Constitution of the State of Florida, relative to Taxation and Finance, to be known as Section 12 of Article IX.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And Senate Joint Resolution No. 89, contained in the above message was placed on the Calendar.

The following message from the House of Representatives was received and read:

House of Representatives,

Tallahassee, Fla., May 1, 1929.

Hon. J. J. Parrish,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has failed to adopt—

Senate Concurrent Resolution No. 14:

Extending expression of appreciation to Mr. Skipper for his efforts at Washington.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

The following message from the House of Representatives was received and read:

House of Representatives,
Tallahassee, Fla., May 1, 1929.

Hon. J. J. Parrish,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has failed to pass—

Senate Bill No. 16:

A bill to be entitled An Act ratifying, validating and confirming all conveyances of land heretofore made by the Board of County Commissioners of any County in the State of Florida, or by or under the authority of any such board.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

CONSIDERATION OF BILLS ON THE SECOND READING

The hour of 12:00 o'clock noon having arrived—

The Senate took up the consideration of Senate Bill No. 199, which was a special order of the hour.

Senate Bill No. 199:

A bill to be entitled An Act to prohibit the sale or offering for sale, the transportation, and the preparation, receipt, or delivery for transportation or market of any Citrus Fruit that is immature or otherwise unfit for human consumption, and to provide for the enforcement thereof.

Was taken up and placed before the Senate, and read the second time in full.

Committee on Citrus Fruits offered the following amendment to Senate Bill No. 199:

In Section 1, line 7 (printed bill), strike out the whole line and insert in lieu thereof the following: "and include only the fruits Citrus grandis, Osbeck".

Senator Glynn moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Committee on Citrus Fruits offered the following amendment to Senate Bill No. 199:

In Section 2, lines 19 and 20 (printed bill), strike out both lines and insert in lieu thereof the following: "until the shipment, after inspection and certification, is accepted by a common carrier, or until it has been trans-".

Senator Glynn moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Committee on Citrus Fruits—

That all of Section 3A of printed Senate Bill No. 199 beginning with the 4th paragraph on page 5 and running to the end of Section 3A or down to Section 3B, page 6, be stricken and that the following words be inserted in lieu thereof:

"The Commissioner of Agriculture may by regulation prescribe a tolerance in the application of the standard of maturity provided by this Act for pomelos (grapefruit) such tolerance to be represented by a factor of two-tenths which shall be defined and applied as hereinafter set forth. Such tolerance, however, shall not be applied until after the calculations of the tests are completed and the definite ratio of parts of total soluble solids to each unit part of anhydrous citric acid is determined. Where the total soluble solids of grapefruit is between 8.3 percent and 8.5 percent the factor of tolerance shall be interpreted as two-tenths of one per cent, or so much thereof as may be necessary to bring the total soluble solids of said grapefruit to 8.5 percent. In all cases where the total soluble solids of grapefruit is 8.5 percent or greater the factor of tolerance must be applied only to the ratio of total soluble solids to anhydrous citric acid after said ratio has been computed on the basis of parts of total soluble solids to each unit part of anhydrous citric acid. In such case the factor of tolerance shall be interpreted as two-tenths of the unit used in said ratio representing the unit part of anhydrous citric acid, and it shall be applied by adding said two-tenths of said unit to the numerator of the ratio, being that part of the ratio representing the parts of total soluble solids. In cases where the total soluble solids of grapefruit is less than 8.5 percent but where the factor of tolerance is not entirely used in bringing the total soluble solids to 8.5 percent, the unused balance of said factor of tolerance shall be applied as in other cases only to the ratio of actual total soluble solids to anhydrous citric acid after said ratio has been computed.

Senator Glynn moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Committee on Citrus Fruits offered the following amendment to Senate Bill No. 199:

In Section 3 (c), line 4 be stricken and insert in lieu thereof the following: "Anhydrous citric acid is not less than eight to one (8 to 1)."

Senator Glynn moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Futch offered the following amendment to Senate Bill No. 199:

In Section 2 (printed bill), strike out all of lines 1, 2, 3, 4, 5 and 6 and insert in lieu thereof the following: "It shall be unlawful for any person to sell or offer for sale, to transport, to prepare, receive or deliver for transportation, or market, any citrus fruit other than grapefruit and tangerines between the 31st day of August and the 31st day of December in any year, and any grapefruit between the 31st day of August and the 1st day of December in any year, and any tangerines between the 31st day of August and the 16th of November in".

Senator Futch moved the adoption of the amendment.

A yea and nay vote was demanded.

Upon call of the roll the vote was:

Yeas—Senators Futch, Hodges, King, Malone, Phillips, Turner, Welsh, Whitaker—8.

Nays—Mr. President, Senators Adams, Anderson, Bell, Caro, Council, Dell, Gary, Glynn, Harrison, Hinely, Howell, Irby, Johns, Knabb, McCall, Mitchell, Neel, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Wagg, Waybright, Young—29.

So the amendment was not adopted.

Mr. Turnbull moved that the hour of adjournment be extended 15 minutes.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Mitchell offered the following amendment to Senate Bill No. 199:

In Section 5, line 6 (printed bill), strike out the words "and one half."

Senator Mitchell moved the adoption of the amendment.

Which was not agreed to.

Senator Whitaker offered the following amendment to Senate Bill No. 199:

Strike out the words "Commissioner of Agriculture" wherever they appear and insert in lieu thereof the following: "The head of the Inspection Division."

Mr. Whitaker moved the adoption of the amendment.

Pending the consideration of the amendment, Mr. Glynn moved that the hour of adjournment be further extended 10 minutes.

Which was agreed to by a two-thirds vote.

And it was so ordered.

The question then recurred upon the adoption of the amendment offered by Mr. Whitaker.

The question was put and the amendment was not agreed to.

There being no further amendments, Senate Bill No. 199 as amended, was ordered referred to the Committee on Engrossed Bills.

Mr. Glynn moved that Senate Bill No. 199, as engrossed, retain its place on the Calendar as a continuing Special Order.

Which was agreed to by a two-thirds vote and so ordered.

Mr. Phillips moved that the Senate do now adjourn.

Which was agreed to.

Thereupon the Senate stood adjourned at 1:22 o'clock p. m. until 11:00 o'clock a. m. Friday, May 3, 1929.